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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DOV SEIDMAN, et al.,

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Plaintiffs,

:

14 Civ. 4050 (PGG) (HBP)

-against-

:

ORDER

CHOBANI LLC, et al.,

:

Defendants.

:

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PITMAN, United States Magistrate Judge:

A conference having been held in this matter on April, 23, 2015, during which several discovery matters were discussed, for the reasons stated on the record in open court, it is hereby ORDERED that:

1. Plaintiffs' motion to enforce the February 12, 2015 subpoena of nonparty TPG Capital, L.P. ("TPG") is denied without prejudice to renewal if further discovery discloses that defendants do not have possession, custody or control of relevant documents and there is reason to believe that TPG has such documents. To the extent the subpoena seeks documents concerning the quality of defendants' product, production methods, recalls, production issues, management, etc., the motion is denied with prejudice.

2. Plaintiffs' motion to compel Chobani's production of documents responsive to plaintiffs' February 13, 2015 document requests 11-18 and 20 is denied.

Dated: New York, New York  
April 24, 2015

SO ORDERED

  
HENRY PITMAN  
United States Magistrate Judge

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